

Exhibit A

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In re: :
EASTERN PROFIT CORPORATION : Docket #18cv2185
LIMITED, : 1:18-cv-02185-JGK-DCF
Plaintiff, :
- against - :
STRATEGIC VISION US, LLC, et al., :
Defendants. : New York, New York
December 2, 2019
----- : TELEPHONE CONFERENCE

PROCEEDINGS BEFORE
THE HONORABLE DEBRA C. FREEMAN,
UNITED STATES DISTRICT COURT MAGISTRATE JUDGE

APPEARANCES:

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2 squawking about, from his counsel I've had no motion
3 to quash a subpoena, I don't know what's going on with
4 discussions with his counsel, you are not representing
5 him, Ms. Teske, I gather, and so that seems to be
6 something I cannot address today and have no reason to
7 address because I haven't had any appropriate motion
8 practice in front of me should it be needed.

9 MR. GREIM: Your Honor, the only thing that we
10 seek from you, and it's actually pretty limited,
11 because there's really two pieces. One is, is it even
12 okay to do it on December 5th. The other thing is, I
13 suppose he could still file a motion to quash, but
14 he'd probably file that down in District of DC and
15 then he would raise, you know, whatever substantive
16 issues he has with the subpoena. But I thought that
17 what we might need from you is an okay that December
18 5th is not too late to take it. You're obviously not
19 ruling on whether, on any grounds to quash that he
20 might raise.

21 THE COURT: Well that's outside the discovery
22 period?

23 MR. GREIM: Correct, December 5th is outside
24 the discovery period, that period ended on Friday. He
25 was noticed to appear the previous Friday which I'm

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2 losing track of the dates, November 22nd.

3 THE COURT: Well how much notice did you give
4 him?

5 MR. GREIM: We got word, another one of my
6 trips to the airport we got word that he was not going
7 to appear the following day, and so we're treating it
8 as a no show, there's no motion to quash filed.

9 THE COURT: How much notice did you give him?

10 MR. GREIM: He was ultimately served the
11 previous Thursday, so November the 14th. We've been
12 trying to serve him for a month before that. And so
13 what I told --

14 THE COURT: I'm sorry, you served him on the
15 14th with a return date for the deposition on the, on
16 what date?

17 MR. GREIM: November 22nd, Friday, Your Honor.

18 THE COURT: Well that's, you know, eight days
19 notice, generally, you know, reasonable notice is
20 going to be at least ten for --

21 MR. GREIM: Sure, Your Honor, and I'd agree,
22 I'd like to have had more notice, what we discussed
23 with counsel was let's get on the phone with the
24 Court, if you want to push it until after the
25 discovery deadline, let's get on the phone and at

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2 least get approval to do that. And rather than doing
3 that, they emailed and said he would not be appearing,
4 they wanted more time to prep him and so because they
5 earlier mentioned December 5th as an available date,
6 you renoticed it for that date. I'd also tell you that
7 we spoke with his counsel that preceding week, both on
8 Monday and then on Thursday.

9 THE COURT: Well I'm not going to rule on this
10 based on your representations as to what opposing
11 counsel said. So if, and if there is a motion that's
12 in a different district then I shouldn't be ruling on
13 it in any event. And I'm not going to extend the
14 discovery deadline just based on, you know, what you
15 tell me were your efforts and why it couldn't have
16 been done sooner within the discovery period.

17 So, you know, I'm not going to do what you're
18 asking me to do right now, I'm not going to say
19 discovery is extended to and through December 5th, but
20 that's without prejudice for you to renew that
21 application with, you know, counsel for Mr. Bannon so
22 that I can hear what both sides have to say about the
23 diligent efforts that were made to obtain his
24 testimony before the discovery period and how you were
25 thwarted in your efforts to do so. And I'm not

C E R T I F I C A T E

I, Carole Ludwig, certify that the foregoing transcript of proceedings in the United States District Court, Southern District of New York, Eastern Profit Corporation Limited versus Strategic Vision US, LLC, et al., Docket #18cv2185, was prepared using PC-based transcription software and is a true and accurate record of the proceedings.

Signature Carole Ludwig

Carole Ludwig

Date: December 6, 2019